

Appl. No. : **unknown**
Filed : **herewith**

REMARKS

In anticipation of a requirement by the Office of a substitute specification, the substitute specification submitted in the parent application No. 09/811,901, filed March 19, 2001 is submitted herewith along with a marked-up copy. The continuing data of paragraph 0001 of the substitute specification has been updated and corrected. Claims 2-128 have been cancelled. New claims 129-138 are added. Claim 1 has been amended. Claims 1 and 129-138 correspond to claims 1 and 129-138 in the Amendment filed April 14, 2003 in the parent application. No new matter is being added herewith.

Drawings

The drawings submitted with the present application are the best available to Applicants. Applicants respectfully request acceptance of the submitted Drawings.

Rejection under 35 U.S.C. § 102/103

Claims 1 and 129-138 were rejected in the parent application under 35 U.S.C. § 102(e) as being anticipated by Soon-Shiong, et al. (5,700,848 or 5,705,270 or 5,846,530).

Claims 1, 129-135, and 137-138 were rejected in the parent application under 35 U.S.C. § 102(e) as anticipated by Soon-Shiong, et al. (5,545,423 or 5,759,578 or 5,788,988 or 5,879,709).

This ground of rejection is believed to be overcome by Applicants' amendment of the continuing data section of the application. The present application now correctly claims priority to U.S. Application No. 07/598,880, filed October 15, 1990. The filing date of this application precedes the filing date of Soon-Shiong, et al. '848 (October 29, 1991) and Soon-Shiong, et al. '423 (November 25, 1991). Consequently, Applicants assert that this ground of rejection does not apply to the present claims.

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Conclusion

Should there be any questions concerning this application, the Examiner is invited to contact the undersigned agent at the telephone number appearing below. Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

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Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Jan. 20, 2004

By:



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